

**IN THE UNITED STATES DISTRICT COURT FOR THE  
MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION**

<b>UNITED STATES OF AMERICA</b>	)	
	)	
<b>V.</b>	)	<b>CASE NO:2:05-CR-173-T</b>
	)	
<b>RODNEY HARRIS</b>	)	

**MOTION TO WITHDRAW AS COUNSEL OF RECORD  
AND FOR APPOINTMENT OF CJA PANEL ATTORNEY**

**COMES NOW** the undersigned counsel, Rodney Harris, and files this Motion to Withdraw as Counsel of Record and for Appointment of a CJA Panel Attorney on behalf of Defendant, Rodney Harris. In support of this Motion, counsel states the following:

1. On September 2, 2005, the Federal Defender Office was appointed to represent Rodney Harris with respect to the criminal charges he faces in the above-styled case.
2. On Monday, December 5, 2005, undersigned counsel discovered that a conflict exists between undersigned counsel, Mr. Harris and a former client.
3. Undersigned counsel requests that on behalf of Mr. Harris, CJA panel attorney Mary Ann Prince, Esquire, be appointed to represent him in all further proceedings in this case. Mr. Harris will not be prejudiced by such a change in counsel at this time.

WHEREFORE, undersigned counsel prays that the office of the Federal Defender be permitted to withdraw from the representation of Mr. Harris and that CJA Panel Attorney, Mary Ann Prince, Esquire be appointed to represent him.

Dated this 7<sup>th</sup> day of December 2005.

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Respectfully submitted,

s/ Kevin L. Butler  
KEVIN L. BUTLER  
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Montgomery, Alabama 36104  
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**CERTIFICATE OF SERVICE**

I hereby certify that on December 7, 2005, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system which will send notification of such filing to the following:

Clark Morris, Esquire  
Assistant United States Attorney  
One Court Square, Suite 201  
Montgomery, Alabama 36104

Respectfully submitted,

s/ Kevin L. Butler  
KEVIN L. BUTLER  
First Assistant Federal Defender  
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